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11 *Attorneys for Plaintiff, Anh Lê*

12
13 IN THE UNITED STATES DISTRICT COURT
14 FOR THE NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION
16

17 **ANH LÊ,**

18 Plaintiff,

19 v.

20 **CHESA BOUDIN**, in his official capacity as
21 District Attorney of the City and County of San
22 Francisco, California; **CITY AND COUNTY**
OF SAN FRANCISCO,

23 Defendants.
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27
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Case No. 3:22-cv-00477-JSC

**STIPULATION AND ~~PROPOSED~~
ORDER TO EXTEND TIME TO
RESPOND TO COMPLAINT AND TO
ESTABLISH BRIEFING SCHEDULE
AND HEARING IF DEFENDANTS
FILE A MOTION TO DISMISS**

1 Plaintiff Anh Lê and Defendants Chesa Boudin and the City and County of San Francisco
2 (collectively, the “Parties”), together through their undersigned counsel, hereby stipulate to an
3 extension of the time for Defendants to respond to Plaintiff’s Complaint. The current deadline is
4 February 24, 2022. The Parties hereby stipulate to extend the deadline to March 1, 2022. This is
5 the first extension of this deadline.

6 The Parties are currently working to avoid unnecessary motion practice. To facilitate
7 their discussions without causing undue delay, the Parties further stipulate that, if Defendants
8 respond to the Complaint with a motion to dismiss, it will be deemed served as of the date of
9 service, but for the purposes of the briefing schedule, the motion shall be treated as if it were
10 filed on the original due date of February 24, 2022. Accordingly, any opposition to the motion
11 shall be filed by March 10, 2022, and any reply shall be filed by March 17, 2022, and the hearing
12 on the motion shall be noticed for March 31, 2022.

13 For the avoidance of doubt, this stipulation is not intended to and will not prevent
14 Plaintiff from exercising his right to amend his complaint, as a matter of course, within 21 days
15 after service of a motion under Rule 12(b), (e), or (f), if he chooses to do so. Fed. R. Civ. P.
16 15(a)(1)(B). The stipulated deadlines apply only if Defendants file a motion on March 1, 2022
17 and Plaintiff chooses to respond by opposing the motion.

1 DATED: February 24, 2022

By: /s/ Quyen L. Ta

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Attorneys for Plaintiff, Anh Lê

17 Dated: February 24, 2022

By: /s/ Jeremy M. Goldman

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the City and County of San Francisco and
26 CITY AND COUNTY OF SAN FRANCISCO*

~~PROPOSED~~ ORDER

PURSUANT TO THE PARTIES' STIPULATION:

1. Defendants' time to respond to the Complaint is extended to March 1, 2022.
2. If Defendants file a motion to dismiss the Complaint, Plaintiff's opposition, if any, shall be due on March 10, 2022, and Defendants' reply, if any, shall be due on March 17, 2022.
3. The hearing on the motion shall be noticed for March 31, 2022 at 9:00 a.m.

IT IS SO ORDERED.

DATED: February 25, 2022


Judge Jacqueline Scott Corley
United States Magistrate Judge